

REMARKS

Claims 1, 2, 5 and 6 are pending in the application. In the Final Office Action of August 4, 2004, the Examiner made the following disposition:

- A.) Rejected claims 1, 2, 5 and 6 under 35 U.S.C. §112, first paragraph.
- B.) Rejected claims 1, 2, 5 and 6 under 35 U.S.C. §112, second paragraph.
- C.) Rejected claims 1, 2 and 5 under 35 U.S.C. §103(a) as being unpatentable over *Moreton et al.* in view of *Ishihara* and *Kobu et al.*
- D.) Rejected claim 2 under 35 U.S.C. §103(a) as being unpatentable over *Moreton et al.*, *Ishihara*, and *Kobu* and further in view of *Tabata et al.*

Applicant respectfully traverses the rejections and addresses the rejections as follows:

A.) Rejection of claims 1, 2, 5 and 6 under 35 U.S.C. §112, first paragraph:

Claims 1 and 2 have been amended as per the Examiner's request to overcome the rejection.

Claims 5 and 6 depend directly or indirectly from claim 1 and are therefore allowable for at least the same reasons that claim 1 is allowable.

Applicant respectfully submits the rejection has been overcome and requests that it be withdrawn.

B.) Rejection of claims 1, 2, 5 and 6 under 35 U.S.C. §112, second paragraph:

Claims 1 and 2 have been amended as per the Examiner's request to overcome the rejection.

Claims 5 and 6 depend directly or indirectly from claim 1 and are therefore allowable for at least the same reasons that claim 1 is allowable.

Applicant respectfully submits the rejection has been overcome and requests that it be withdrawn.

C.) Rejection of claims 1, 2 and 5 under 35 U.S.C. §103(a) as being unpatentable over *Moreton et al.* in view of *Ishihara* and *Kobu et al.*:

Applicant respectfully disagrees with the rejection.

Claims 1 and 2, each as amended, each claim an infrared cut filter provided in an optical path between said lens and said single solid-state image-sensing device.

This is clearly unlike *Moreton et al.* in view of *Ishihara* and *Kobu et al.* None of these cited references even discusses an infrared cut filter. Therefore, *Moreton et al.* in view of *Ishihara* and *Kobu et al.* fails to disclose or suggest claims 1 and 2.

Claim 5 depends directly from claim 1 and is therefore allowable for at least the same reasons that claim 1 is allowable.

Applicant submits the rejection has been overcome and requests that it be withdrawn.

D.) Rejection of claim 6 under 35 U.S.C. §103(a) as being unpatentable over *Moreton et al.*, *Ishihara*, and *Kobu* and further in view of *Tabata et al.*:

Applicant respectfully disagrees with the rejection.

Claim 1 is allowable over *Moreton et al.* in view of *Ishihara* and *Kobu et al.* as discussed above. *Tabata et al.* still fails to disclose or suggest an infrared cut filter. Therefore, *Moreton et al.*, *Ishihara*, and *Kobu* and further in view of *Tabata et al.* still fails to disclose or suggest claim 1.

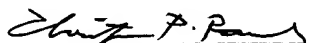
Claim 6 depends directly from claim 1 and is therefore allowable for at least the same reasons that claim 1 is allowable.

Applicant submits the rejection has been overcome and requests that it be withdrawn.

CONCLUSION

In view of the foregoing, it is submitted that claims 1, 2, 5 and 6 are patentable. It is therefore submitted that the application is in condition for allowance. Notice to that effect is respectfully requested.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 10, 2005.

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